AGENDA ITEM 6
PTE 20-11-24

Kent Minerals and Waste Local Plan 2024-39 - Proposed Main Modifications Consultation

Guidance Note - October 2024

Kent County Council has published Main Modifications to the Kent Minerals and Waste Local Plan 2024-39 for consultation from Thursday 17th October 2024 to midnight on Thursday 28th November 2024. This Guidance Note has been provided to assist you in making representations on the proposed Main Modifications. It incorporates the Statement of Representation Procedure and Availability of Documents as required by Town and Country Planning (Local Planning) (England) Regulations 2012 - Regulation 19, 20 and 35.

Introduction

The Kent Minerals and Waste Local Plan 2024-39 will form part of the Development Plan which represents the planning policy framework for minerals and waste development in Kent.

The Kent Minerals and Waste Local Plan 2024-39 (the Plan) was submitted to the Secretary of State for Independent Examination on 17 May 2024. The independent Inspector appointed to examine the Local Plan convened public hearings in September 2024 to consider relevant Matters and Issues.

After considering representations made during the Regulation 19[1] consultation on the Local Plan, and following the public hearings, the Inspector has identified a number of Main Modifications that she considers are required in order to ensure that the Local Plan is 'sound' (i.e. positively prepared, justified, effective and consistent with national policy) and legally compliant.

In accordance with Section 20(7C) of the Planning and Compulsory Purchase Act 2004 and Regulation 20 of the Town and Country Planning (Local Planning) (England) Regulations 2012, Kent County Council has published the proposed Main Modifications that are considered necessary to make the Plan sound and legally compliant. An appraisal of the impacts of the Main Modifications on social, economic and environmental objectives has been undertaken and included in a Sustainability Appraisal (SA).

The purpose of this consultation is to seek views on the soundness and legal compliance of the proposed Main Modifications to the Local Plan, along with the SA. All representations received will be collated and passed on to the Planning Inspector

[1] Regulation 19 of The Town and Country Planning (Local Planning) (England) Regulations 2012

who will then consider if any further changes are required to be made to the draft Kent Minerals and Waste Local Plan 2024-39 before it can be adopted.

This statement provides details on how to view and make representations on the Main Modifications to the Local Plan and the associated SA.

Representations on 'Soundness'

Soundness is explained in paragraph 35 of the National Planning Policy Framework 2023 (NPPF)[2]. The Inspector must be satisfied that the Plan is 'positively prepared', 'justified', 'effective' and 'consistent with national policy' as explained below:

- **Positively Prepared:** This means that the Plan should provide a strategy which, as a minimum, seeks to meet objectively assessed development and infrastructure requirements, and is informed by agreements with other authorities, such that unmet need from neighbouring areas is accommodated where it is practical to do so and is consistent with achieving sustainable development.
- **Justified:** The Plan should be an appropriate strategy taking account of reasonable alternatives, and based on proportionate evidence.
- **Effective:** The Plan should be deliverable over their period and based on effective joint working on cross-boundary strategic matters that have been dealt with rather than deferred, as evidenced by the statement of common ground.
- **Consistent with national policy:** The Plan should enable the delivery of sustainable development in accordance with the policies in the NPPF and other statements of national planning policy, where relevant.

When considering the soundness of the proposed Main Modifications you should go through the following steps before making representations:

a. If you think the Main Modifications do not cover an issue with which you are concerned is it already covered specifically by national planning policy? If so, does it need to be included in this Plan?
b. Is what you are concerned with covered by any other policies in any other Plan including the adopted Local Plans of the Kent District, City and Borough Councils?
c. If the issue is not addressed elsewhere, in what way do the Main Modifications make the Plan unsound and what do you think the Main Modifications (and/or related text in the Plant should say?

Representations on Legal Compliance

Before making a representation on legal compliance, you should consider legal requirements associated with plan making which include the following:

- The process of consultation on the Plan must be in accordance with the Council's Statement of Community Involvement (SCI). KCC's SCI sets out the

[2] https://www.gov.uk/government/publications/national-planning-policy-framework--2

strategy for involving the community in the preparation and revision of its Plans and is available on the County Council website[3].

- Preparation of the Plan should comply with the Town and Country Planning (Local Planning) (England) Regulations 2012 (as amended) (the Regulations). On publication, KCC must publish the documents prescribed in the Regulations, and make them available at its principal office and on its website. The Local Planning Authority must also notify the Local Plan bodies (as set out in the Regulations), and any persons who have requested to be notified, of the Plan's publication.
- KCC is required to provide a Sustainability Appraisal (SA) Report when it publishes a Plan which should be consistent with the Environmental Assessment of Plans and Programmes Regulations 2004. The SA report should identify the process by which the SA has been carried out, and the baseline information used to inform the process and the outcomes of that process. The SA and related Non-Technical Summary is available on the County Council's consultation portal[4], and at the main County Council office listed below.
- The Plan should be in general conformity with the adopted District and Borough Local Plans.

Further Information

In addition to the Main Modifications, a number of other minor changes and updates are required to be made to the Local Plan before it is adopted. These Additional (minor) Modifications are largely factual updates to improve presentation or to address or correct any typographical or factual errors.

The Additional Modifications are outside the scope of the Main Modifications consultation and are not being put before the Inspector for consideration as they are not required to resolve soundness or legal compliance issues. These Additional Modifications are available to view on the consultation portal for information only and are not subject to consultation.

We have also produced a version of the Kent Minerals and Waste Local Plan 2024-39 which shows the Main Modifications as tracked changes for context. This is available to view on the County Council's consultation portal https://letstalk.kent.gov.uk/hub-page/mineralsandwaste.

Document Availability

The proposed Main Modifications to the Kent Minerals and Waste Local Plan 2024-39, Sustainability Appraisal and supporting documents are available for inspection via the County Council's online consultation portal: www.kent.gov.uk/mineralsandwaste.

A hard copy of the proposed Main Modifications to the Kent Minerals and Waste Local Plan 2024-39, Sustainability Appraisal and supporting documents are also

[3] Statement-of-Community-Involvement.pdf (kent.gov.uk)
[4] https://letstalk.kent.gov.uk/hub-page/mineralsandwaste

available to view at the main County Council office - Sessions House, County Hall, Maidstone, Kent ME14 1XQ between the hours of 9am and 5pm Monday to Friday for the duration of the consultation.

In addition, the County Council has computer access available via its libraries (excluding mobile libraries) where the consultation documents are available to be viewed in an electronic format during their normal opening hours.

If you require any of the documents in an alternative format or language please email alternativeformats@kent.gov.uk or call 03000 42 15 53 (text relay service number: 18001 03000 42 15 53). This number goes to an answering machine, which is monitored during office hours.

Representations Deadline

The consultation is taking place for 6 weeks from **Thursday 17th October 2024 to midnight on Thursday 28th November 2024.**

Representations must be received by midnight on Thursday 28th November 2024. Please note that representations received before the deadline will be shared with the Planning Inspector for consideration and **representations received after this deadline will not be considered.**

How to Submit a Representation

Representations must be made in writing and you are strongly recommended to make representations by completing and uploading the online representation form at the following County Council website: www.kent.gov.uk/mineralsandwaste.

Representations can also be made by downloading the representation form from the County Council's website and submitting the completed representation form as follows:

- By email to: mwlp@kent.gov.uk, or
- By post to: Minerals and Waste Planning Policy, Planning Applications Group, Invicta House, Maidstone, Kent, ME14 1XX

Please note that your representation will be shared with the Planning Inspector in full for consideration and a redacted version will be published on the County Council's website. The County Council's Minerals and Waste Local Plan privacy notice with further information can be found here: https://www.kent.gov.uk/about-the-council/information-and-data/access-to-information/gdpr-privacy-notices/environment,-planning-and-enforcement/minerals-and-waste-privacy-statement.

If you have any queries about the process of submitting representations, please contact the Minerals and Waste Policy team by email at mwlp@kent.gov.uk or telephone via 03000 422370.

Section B - Representation

You will need to complete questions 2, 3 and 4 for each Main Modification (MM) that you wish to comment on. Please duplicate these questions as many times as required to cover each Main Modification that you wish to comment on. If you would rather not provide feedback on a specific part, please state 'no comment' and move on to the next question.

Q2. Which proposed Main Modification does this representation relate to? Please be specific in terms of MM number, paragraph and policy number (as applicable).

	MM number
	Paragraph
	Policy number

Q2a. Do you consider the Main Modification makes the Local Plan legally compliant? Please select one option.

- ☐ Yes
- ☐ No
- ☐ Don't know

Q2b. Do you consider the Main Modification makes the Local Plan sound? Please select one option.

- ☐ Yes
- ☐ No
- ☐ Don't know

The Inspector must be satisfied that the Local Plan meets four soundness requirements:

- is 'positively prepared',
- is 'justified',
- 'effective',
- 'consistent with national policy'.

In the Guidance Note you will find explanations on each of these four requirements and how they need to be met.

Q2c. If you consider the Main Modification to be unsound, please select the reason for this: Please select all that apply.

- ☐ Not positively prepared
- ☐ Not justified
- ☐ Not effective
- ☐ Not consistent with national policy

Q2d. If you consider this Main Modification to be unsound and/or not legally compliant, please explain why in the box below. Please be precise and give as much detail as possible.

Q3. In light of the above, please explain in the box below what change(s) you consider necessary to make the Kent Minerals and Waste Local Plan 2024-39 legally compliant and/or sound.

Please be precise as possible and explain why this change(s) would make the Local Plan legally compliant and sound. Please also include in your response any suggested revised wording you feel is necessary.

Q4. If you support the Main Modification and wish to make any comments to that affect, please use the box below.

Q5. If you wish to make any further comments on the Main Modifications, please use the box below.

Q6. Do you have any comments on the Sustainability Appraisal October 2024? Please tell us in the box below.

Q7. Do you have any other comments?

Thank you for taking the time to complete this form.

Full responses will be submitted to the Planning Inspector appointed by the Secretary of State for Independent Examination. They will be made publicly available on our website with all personal data removed. Please read our privacy statement below for further details.

Closing date for responses: midnight on 28 November 2024

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AGENDA ITEM 7
PTE 20/11/24

Graham Blew

From: StreetworksWest@kent.gov.uk
Sent: 25 October 2024 10:47
Subject: Temporary Road Closure - A226 Galley Hill Road, Swanscombe - 23rd November 2024 for 36 months

[WARNING] This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Temporary Road Closure - A226 Galley Hill Road, Swanscombe - 23rd November 2024 for 36 months

Due to the likely danger to the public to allow the completion of testing and stabilization following the road collapse, Kent County Council has made an Order to temporarily prohibit through traffic and pedestrian access on part of A226 Galley Hill Road, Swanscombe under Section14(1)(b) of the Road Traffic Regulation Act 1984.

The Order will come into force on 23rd November 2024, with an estimated duration of up to 36 months.

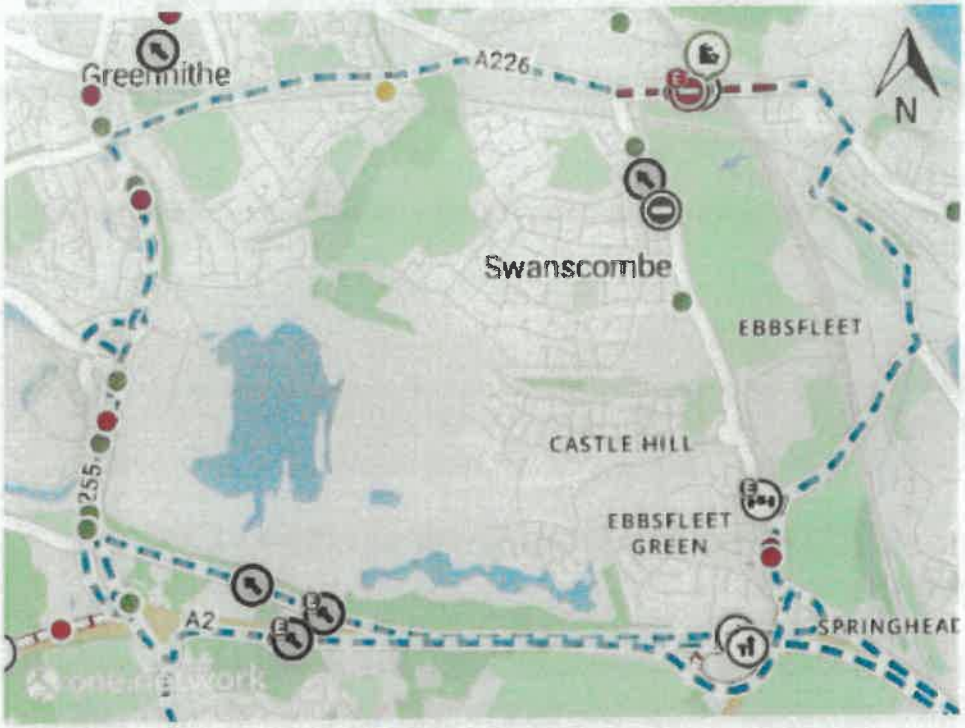
A226 Galley Hill Road will be closed from junction B259 High Street, Swanscombe to junction Snowden Hill, Northfleet.

The alternative route for any through traffic is via - From the A226 London Road junction – A226 London Road, B255 St Clements Way, B255 Bean Road, A296 Watling Street, A2, A2260 Southfleet Road, A2660 Ebbsfleet Gateway, A226 Thames Way, A226 Stonebridge Road and A226 Galley Hill Road. From the junction with the A226 Stonebridge Road - A226 Stonebridge Road, A226 Thames Way, A2260 Ebbsfleet Gateway, A2260 Southfleet Road, A2, B255 Bean Lane, B255 Bean Road, B255 St Clements Way and the A226 London Road.

The alternative route for pedestrians is via B259 High Street, Swanscombe, B259 Stanhope Road, Swanscombe, Cycle Track from Thames Way to Stanhope Road, Swanscombe, A226 Thames Way, Northfleet, A226 Stonebridge Road, Northfleet, A226 Galley Hill Road, Swanscombe and vice versa.

For the most up to date information please visit: https://one.network/?tm=134085469

For information regarding this closure please contact Kent County Council.



Map data © MapTiler © OpenStreetMap contributors

This bulletin contains public information and can be forwarded to any other road users who may be affected. Every care is taken to ensure the accuracy of the information, but no liability can be accepted for any changes or errors. Road names are taken from the National Street Gazetteer, which can be viewed on one.network, with alternative names given where known.

For details of roadworks, please see One.Network

Regards,

Streetworks West Team

03000 418181 (9am - 5pm)
03000 419191 (5pm - 9am)

AGENDA ITEM 8
PTE 20/11/24

Graham Blew

From: Daniel.Wood@kent.gov.uk
Sent: 11 November 2024 09:52
To: Graham Blew
Cc: Sharon.Robbins@kent.gov.uk
Subject: Alkenden Height development signage.
Attachments: Alkerden Heights site plan.pdf

[WARNING] This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Good morning Graham.

Please see attached plan. KCC will approve signs 11 – 22-23-24 only. Please can you confirm if you will accept these signs to be installed on the PH or if you refuse them so we can progress with this application.
Signs will be in place until November 2025.

Kind Regards

Danny Wood | Street Works Coordinator for Dartford | Kent County Council 03000 413928 |
www.streetworkswest@kent.gov.uk
Please be advised that due to work loads I will respond to your email when possible.
Dover, Folkestone & Hythe, Thanet - StreetworksEast@kent.gov.uk
Ashford, Canterbury, Swale - StreetworksEastCentral@kent.gov.uk
Maidstone, Tonbridge & Malling, Tunbridge Wells - StreetworksWestCentral@kent.gov.uk
Dartford, Gravesham, Sevenoaks - StreetworksWest@kent.gov.uk
For up-to-date information on Roadworks in Kent please go to one.network

Bellway Homes (Kent)		
Alkerden Heights	Site Reference - 11108	Castle Hill, Ebbsfleet Valley, Kent, DA10 1AD